

A/Box SEQ

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jc135 U.S. PTO  
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Derrick P. Fish  
1855-1930

W.K. Richardson  
1859-1951

April 13, 1999

Attorney Docket No.: 09010/029003

## Box Patent Application

Assistant Commissioner for Patents  
Washington, DC 20231

#4/Pu-a  
JR  
01/03/00

Presented for filing is a new continuation patent application of:

Applicant: KEITH KRETZ  
Title: NOVEL PHYTASE

The prior application is assigned of record to Diversa Corporation, a California corporation, by virtue of an assignment submitted to the Patent and Trademark Office recorded on November 10, 1997, at 8880/0554.

Enclosed are the following papers, including all those required to receive a filing date under 37 CFR §1.53(b):

	<u>Pages</u>
Specification	33
Claims	1
Abstract	1
Declaration	[To Be Filed At A Later Date]
Drawing(s)	3

### Enclosures:

- Form PTO-1449 listing documents cited in the parent application(s). Please confirm that these have been considered in this application by returning a copy of the Form PTO-1449 with the examiner's initials.
- New disclosure information, including:

"EXPRESS MAIL" Mailing Label Number EL253774668US

Date of Deposit April 13, 1999

I hereby certify under 37 CFR 1.10 that this correspondence is being deposited with the United States Postal Service as "Express Mail Post Office To Addressee" with sufficient postage on the date indicated above and is addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

*Mike Augustine*

Mike Augustine

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Information disclosure statement, 1 pages.

PTO-1449, 1 pages.

References, 2 items.

- Nucleotide and/or amino acid sequence listing including:

Computer readable copy.

Paper copy, 6 pages.

Verification statement, 2 pages.

- Postcard.

- Preliminary Amendment

This application is a continuation (and claims the benefit of priority under 35 USC §120) of U.S. application serial no. 09/259,214, filed March 1, 1999, which is a Divisional of patent application Serial No. 08/910,798, filed August 13, 1997, now U.S. Patent No. 5,876,997, issued March 2, 1999. The disclosure of the prior application is considered part of (and is incorporated by reference in) the disclosure of this application.

*a*  
Preliminarily, on page 1 of the specification, before line 1, insert -- This is a continuation of U.S. application serial no. 09/259,214, filed 3/1/99, which is a Divisional of patent application Serial No. 08/910,798, filed August 13, 1997, now U.S. Patent No. 5,876,997, issued March 2, 1999.

This application is entitled to small entity status. Small entity status established in a previous application is still proper.

Basic filing fee	\$ 380.00
Total claims in excess of 20 times \$11.00	0.00
Independent claims in excess of 3 times \$41.00	0.00
Multiple dependent claims	0.00
Total filing fee:	\$ 380.00

A check for the filing fee is enclosed. Please apply any other required fees or any credits to deposit account 06-1050, referencing the attorney docket number shown above.

If this application is found to be INCOMPLETE, or if a telephone conference would otherwise be helpful, please call the undersigned at 619/678-5070.

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Kindly acknowledge receipt of this application by returning the enclosed postcard.

Please send all correspondence to:

Lisa A. Haile  
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Respectfully submitted,



Lisa A. Haile, Ph.D.  
Reg. No. 38,347

Enclosures

ALL INFORMATION CONTAINED HEREIN IS UNCLASSIFIED  
DATE 08-11-2010 BY 60322 UCBAW

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